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Date: November 26, 2003

Docket No.: 0459-0752P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/615,947 filed on July 13, 2000,
the entire contents of which are hereby incorporated by
reference,
by

Peter ANDERSEN and Rikke Louise Vinther SKJOT

for

TUBERCULOSIS VACCINE AND DIAGNOSTICS BASED ON THE MYCOBACTERIUM
TUBERCULOSIS ESAT-6 GENE FAMILY

1. ☒ Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).

2. ☒ The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	80-20 =	60	x18= \$1,080.00	x 9 = \$0.00
INDEPENDENT CLAIMS	4-3 =	1	x 86 = \$86.00	x 43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
		TOTAL	\$2,226.00	\$0.00

3. ☒ A check in the amount of \$2,226.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☒ Enclosed is/are six (6) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 09/615,947 on _____. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to Statens Serum Institut.
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application No(s). PA 1999 01020 filed in Denmark on July 13, 1999 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on March 13, 2001.
- 9b. ☐ Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____

Application No. _____ filed in _____ on _____ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. ☒ Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

or
Customer No. 02292

12. ☐ An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/615,947 in order to establish co-pendency with the present application.

13. ☒ Also enclosed herewith is the following:

Certificate of Mailing - EV 404625060 US

Sequence Listing (electronic version on disk was submitted in the parent application)

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Leonard R. Svensson, #30,330

LRS/KR/sml
0459-0752P

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Attachment(s)

**MS PATENT APPLICATION
PATENT
0459-0752P**

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: ANDERSEN et al. Conf.: N/A
Appl. No.: NEW Group: 1645
Filed: November 26, 2003 Examiner: SHAHNAN SHAH, K.
For: TUBERCULOSIS VACCINE AND DIAGNOSTICS
BASED ON THE MYCOBACTERIUM TUBERCULOSIS
ESAT-6 GENE FAMILY

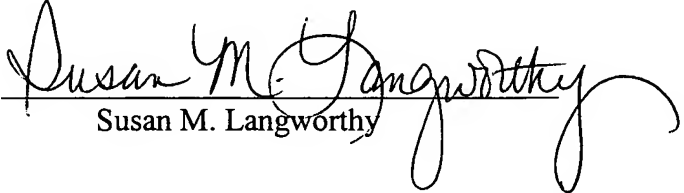
EXPRESS MAIL CERTIFICATE

DATE DEPOSITED: November 26, 2003

I hereby certify that the enclosed CONTINUATION APPLICATION is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.: EV 404625060 US

Date: November 26, 2003


Susan M. Langworthy

Mailing Address:

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